

(Regulations of the Fair Political Practices Commission, Title 2, Division 6, California Code of Regulations.)

§ 18940.2. Gift Limit Amount.

(a) For purposes of Government Code section 89503, the adjusted annual gift limitation amount in effect for the period January 1, 2007, to December 31, 2008, is \$ 390.

(b) The gift limitation of \$ 250 in Government Code section 89503 shall be adjusted biennially by the Commission to reflect changes in the Consumer Price Index and rounded to the nearest ten dollars (\$ 10). The resulting figure shall be the adjusted gift limitation in effect until January 1 of the next odd-numbered year.

(c) The gift limitation adjustment shall be based on the California Consumer Price Index for All Urban Consumers based on Consumer Price Index data obtained from the United States Bureau of Labor Statistics for the calendar year immediately preceding the year in which the adjustment is to take effect.

(d) The adjusted gift limitation amount shall be calculated by the Commission as follows:

(1) The base dollar amount of \$ 250 shall be increased or decreased by the cumulative percentage change in the annual average California Consumer Price Index from 1990 to the end of the calendar year immediately preceding the year in which the adjustment will take effect.

(2) The dollar amount obtained by application of the calculation set forth in subdivision (b) shall be rounded to the nearest ten dollars (\$ 10).¹

¹ For example, the California Consumer Price Index for All Urban Consumers for 1990 is 135.0. In 1992, the California CPI increased to 145.6. Therefore, the adjusted gift limitation amount beginning in 1993 would be calculated as follows:

$$\$250 \times 145.6 / 135.0 = \$269.63 \text{ (\$270 rounded to the nearest \$10.)}$$

Note: Authority cited: Section 83112, Government Code. Reference: Sections 87103(e), 89503 and 89506, Government Code.

HISTORY

1. Renumbering of former section 18954 to new section 18940.2, amendment of section heading, new subsection (a), subsection relettering, repealer of former subsection (c), and amendment of footnote filed 10-23-96; operative 10-23-96 pursuant to Government Code section 11343.4(d) (Register 96, No. 43).
2. Amendment of subsections (a) and (b) and Note filed 4-9-97; operative 4-9-97 pursuant to Government Code section 11343.4(d) (Register 97, No. 15).
3. Amendment filed 12-10-98; operative 12-10-98 pursuant to Government Code section 11343.4(d) (Register 98, No. 50).
4. Amendment of subsection (a) and amendment of Note filed 12-6-2000; operative 1-1-2001 pursuant to the 1974 version of Government Code section 11380.2 and Title 2, California Code of Regulations, section 18312(d) and (e) (Register 2000, No. 49).
5. Amendment of subsection (a) filed 1-16-2003; operative 1-1-2003. Submitted to OAL for filing pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2003, No. 3).
6. Editorial correction of 5 (Register 2003, No. 12).
7. Amendment of subsection (a) filed 1-4-2005; operative 1-1-2005 pursuant to Government Code section 11343.4 (Register 2005, No. 1).

8. Amendment of subsection (a) filed 12-18-2006; operative 1-1-2007. Submitted to OAL pursuant to *Fair Political Practices Commission v. Office of Administrative Law*, 3 Civil C010924, California Court of Appeal, Third Appellate District, nonpublished decision, April 27, 1992 (FPPC regulations only subject to 1974 Administrative Procedure Act rulemaking requirements) (Register 2006, No. 51).